

Berman
Berry
Billbray
Bilirakis
Bishop
Blagojevich
Bliley
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bono
Borski
Boswell
Boucher
Boyd
Brady
Brown (FL)
Brown (OH)
Bryant
Bunning
Burr
Burton
Buyer
Callahan
Calvert
Camp
Canady
Cannon
Capps
Cardin
Castle
Chabot
Chambliss
Chenoweth
Christensen
Clayton
Clement
Coble
Coburn
Collins
Combest
Condit
Cook
Cooksey
Costello
Cox
Coyne
Cramer
Crane
Crapo
Cubin
Cummings
Cunningham
Danner
Davis (FL)
Davis (VA)
Deal
DeFazio
DeLauro
DeLay
Deutsch
Diaz-Balart
Dickey
Dicks
Dingell
Doggett
Dooley
Doolittle
Doyle
Dreier
Duncan
Dunn
Edwards
Ehlers
Ehrlich
Emerson
Engel
English
Ensign
Eshoo
Etheridge
Everett
Ewing
Farr
Fazio
Foley
Forbes
Ford
Fossella
Fowler
Fox
Franks (NJ)
Frelinghuysen
Frost
Gallegly
Ganske
Gejdenson
Gekas

Gephardt
Gibbons
Gilchrest
Gillmor
Gilman
Goode
Goodlatte
Goodling
Gordon
Goss
Graham
Granger
Green
Greenwood
Gutierrez
Gutknecht
Hall (OH)
Hall (TX)
Hamilton
Hansen
Harman
Hastert
Hastings (WA)
Hayworth
Hefley
Hefner
Herger
Hill
Hilleary
Hinojosa
Hobson
Hoekstra
Holden
Hooley
Horn
Hostettler
Houghton
Hoyer
Hulshof
Hunter
Hutchinson
Hyde
Inglis
Jefferson
Jenkins
John
Johnson (CT)
Johnson (WI)
Johnson, E. B.
Johnson, Sam
Jones
Kanjorski
Kaptur
Kasich
Kelly
Kennelly
Kildee
King (WI)
King (NY)
Kingston
Kleczka
Klink
Klug
Knollenberg
Kolbe
Kucinich
LaFalce
LaHood
Lampson
Lantos
Largent
Latham
LaTourette
Lazio
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
Livingston
LoBiondo
Lofgren
Lowey
Lucas
Luther
Maloney (CT)
Maloney (NY)
Manton
Manzullo
Markley
Mascara
Matsui
McCarthy (MO)
McCarthy (NY)
McCollum
McCrery
McDade
McGovern

McHale
McHugh
McInnis
McIntosh
McIntyre
McKeon
McKinney
McNulty
Menendez
Metcalf
Mica
Minge
Mink
Moakley
Mollohan
Moran (KS)
Moran (VA)
Morella
Murtha
Myrick
Nadler
Neal
Nethercutt
Neumann
Ney
Northup
Norwood
Nussle
Ortiz
Oxley
Packard
Pallone
Pappas
Parker
Pascrell
Pastor
Paul
Pease
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pickett
Pitts
Pombo
Pomeroy
Porter
Portman
Poshard
Price (NC)
Pryce (OH)
Quinn
Radanovich
Rahall
Ramstad
Randmond
Regula
Reyes
Riggs
Riley
Rivers
Rodriguez
Roemer
Rogan
Rogers
Rohrabacher
Ros-Lehtinen
Rothman
Roukema
Roybal-Allard
Royce
Ryun
Salmon
Sanchez
Santolin
Sawyer
Saxton
Scarborough
Schaefer, Dan
Schaffer, Bob
Schumer
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherman
Shimkus
Smith (NJ)
Smith (OR)
Smith (TX)
Smith, Adam
Smith, Linda

Snowbarger
Snyder
Solomon
Souder
Spence
Stabenow
Stearns
Stenholm
Strickland
Stump
Stupak
Sununu
Talent
Tauscher
Tauzin
Taylor (MS)

Taylor (NC)
Thomas
Thornberry
Thune
Thurman
Torres
Tiahrt
Traficant
Turner
Upton
Vento
Visclosky
Walsh
Wamp
Watkins
Watts (OK)

Weldon (FL)
Weldon (PA)
Weller
Wexler
Weygand
White
Whitfield
Wicker
Wise
Wolf
Woolsey
Wynn
Young (AK)
Young (FL)

Barrett (WI)
Bonior
Brown (CA)
Campbell
Carson
Clyburn
Conyers
Davis (IL)
DeGette
Delahunt
Evans
Fawell
Filner
Frank (MA)
Furse
Hilliard
Hinchey
Jackson (IL)

Jackson-Lee (TX)
Kennedy (MA)
Kennedy (RI)
Kilpatrick
Lee
Lewis (GA)
Martinez
McDermott
Meehan
Meeks (NY)
Millender-
McDonald
Miller (CA)
Oberstar
Oliver
Owens
Payne

Pelosi
Rangel
Rush
Sabo
Sanders
Scott
Serrano
Skaggs
Stark
Stokes
Thompson
Tierney
Towns
Velazquez
Waters
Watt (NC)
Waxman
Yates

NOES—52

NOT VOTING—13

Bateman
Clay
Dixon
Fattah
Gonzalez

Hastings (FL)
Istook
Meek (FL)
Miller (FL)
Obey

Paxon
Spratt
Tanner

So the amendment was agreed to.

33.12 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Ms. LOFGREN:

Add the following at the end:

SEC. 12. PARENT-CHILD TESTIMONIAL PRIVILEGES IN FEDERAL CIVIL AND CRIMINAL PROCEEDINGS.

Rule 501 of the Federal Rules of Evidence is amended—

(1) by designating the 1st sentence as subdivision (a);

(2) by designating the 2nd sentence as subdivision (c); and

(3) by inserting after the sentence so designated as subdivision (a) the following new subdivision:

“(b)(1) A witness may not be compelled to testify against a child or parent of the witness.

“(2) A witness may not be compelled to disclose the content of a confidential communication with a child or parent of the witness.

“(3) For purposes of this subdivision, ‘child’ means, with respect to an individual, a birth, adoptive, or step-child of the individual, and any person (such as a foster child or a relative of whom the individual has long-term custody) with respect to whom the court recognizes the individual as having a right to act as a parent.

“(4) The privileges provided in this subdivision shall be governed by principles of the common law, as they may be interpreted by the courts of the United States in the light of reason and experience, that are similar to the principles that apply to the similar privileges of a witness with respect to a spouse of the witness.”.

It was decided in the { Yeas 162
negative } Nays 256

33.13 [Roll No. 106]

AYES—162

Abercrombie
Ackerman
Andrews
Baesler
Baldacci
Barcia
Becerra
Berman
Berry
Bishop
Blagojevich
Blumenauer
Bonior
Borski
Boucher
Brown (CA)
Brown (FL)
Brown (OH)
Campbell
Capps
Carson
Clayton
Clement
Clyburn
Condit
Conyers
Costello
Coyne
Cummings
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Deutsch
Diaz-Balart
Dooley
Doyle
Edwards
Engel
Eshoo
Etheridge
Evans
Farr
Fazio
Filner
Ford
Fox
Frost
Furse
Gejdenson
Gephardt
Gordon
Green
Gutierrez

Hall (OH)
Harman
Hefner
Hilliard
Hinchey
Hinojosa
Hooley
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (WI)
Johnson, E. B.
Kanjorski
Kaptur
Kennedy (MA)
Kennedy (RI)
Kennedy (RI)
Kennelly
Kildee
Kilpatrick
Kind (WI)
King (NY)
Klink
LaFalce
Lampson
Lantos
Leach
Lee
Lewis (GA)
LoBiondo
Lofgren
Lowey
Luther
Maloney (CT)
Maloney (NY)
Markley
Martinez
Mascara
Matsui
McCarthy (NY)
McDade
McDermott
McKinney
McNulty
Meehan
Meeks (NY)
Menendez
Millender-
McDonald
Miller (CA)
Minge
Mink
Mollohan
Murtha
Nadler

Neal
Oberstar
Obey
Oliver
Ortiz
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Pomeroy
Poshard
Price (NC)
Rahall
Rangel
Reyes
Rodriguez
Rothman
Roybal-Allard
Rush
Sabo
Sanchez
Sanders
Sandlin
Sanford
Schumer
Serrano
Skelton
Slaughter
Stabenow
Stark
Stokes
Strickland
Stupak
Tauscher
Taylor (MS)
Thompson
Thurman
Torres
Traficant
Velazquez
Vento
Visclosky
Waters
Watt (NC)
Waxman
Weller
Weygand
Woolsey
Wynn
Yates

NOES—256

Aderholt
Allen
Archer
Armey
Bachus
Baker
Ballenger
Barr
Barrett (NE)
Barrett (WI)
Bartlett
Barton
Bass
Bentsen
Bereuter
Billbray
Bilirakis
Bliley
Blunt
Boehlert
Boehner
Bonilla
Bono
Boswell
Boyd
Brady
Bryant
Bunning
Burton
Buyer
Callahan
Calvert
Camp
Canady
Cannon
Cardin

Castle
Chabot
Chambliss
Chenoweth
Christensen
Coble
Coburn
Collins
Combest
Cook
Cooksey
Cox
Cramer
Crane
Crapo
Cubin
Cunningham
Danner
Davis (VA)
Deal
DeLay
Dickey
Dicks
Dingell
Doggett
Doolittle
Dreier
Duncan
Dunn
Ehlers
Ehrlich
Emerson
English
Ensign
Everett
Ewing
Fawell

Foley
Forbes
Fossella
Fowler
Frank (MA)
Franks (NJ)
Frelinghuysen
Gallegly
Ganske
Gekas
Gibbons
Gilchrest
Gillmor
Gilman
Goode
Goodlatte
Goodling
Goss
Graham
Granger
Greenwood
Gutknecht
Hall (TX)
Hamilton
Hansen
Hastert
Hastings (WA)
Hayworth
Hefley
Herger
Hill
Hilleary
Hobson
Hoekstra
Holden
Horn
Hostettler

Houghton	Moran (VA)	Shaw
Hoyer	Morella	Shays
Hulshof	Myrick	Sherman
Hunter	Nethercutt	Shimkus
Hutchinson	Neumann	Shuster
Hyde	Ney	Sisisky
Inglis	Northup	Skaggs
Jenkins	Norwood	Skeen
John	Nussle	Smith (MI)
Johnson (CT)	Oxley	Smith (NJ)
Johnson, Sam	Packard	Smith (OR)
Jones	Pappas	Smith (TX)
Kasich	Parker	Smith, Adam
Kelly	Pease	Smith, Linda
Kim	Peterson (PA)	Snyder
Kingston	Petri	Solomon
Klecza	Pickering	Souder
Klug	Pickett	Spence
Knollenberg	Pitts	Stearns
Kolbe	Pombo	Stenholm
Kucinich	Porter	Stump
LaHood	Portman	Sununu
Largent	Pryce (OH)	Talent
Latham	Quinn	Tauzin
LaTourette	Radanovich	Taylor (NC)
Lazio	Ramstad	Thomas
Levin	Redmond	Thornberry
Lewis (CA)	Regula	Thune
Lewis (KY)	Riggs	Tiahrt
Linder	Riley	Tierney
Lipinski	Rivers	Towns
Livingston	Roemer	Turner
Lucas	Rogan	Upton
Manton	Rogers	Walsh
Manzullo	Rohrabacher	Wamp
McCarthy (MO)	Ros-Lehtinen	Watkins
McCollum	Roukema	Watts (OK)
McCrery	Royce	Weldon (FL)
McGovern	Ryun	Weldon (PA)
McHale	Salmon	Wexler
McHugh	Sawyer	White
McInnis	Saxton	Whitfield
McIntosh	Scarborough	Wicker
McIntyre	Schaefer, Dan	Wise
McKeon	Schaefer, Bob	Wolf
Metcalf	Scott	Young (AK)
Mica	Sensenbrenner	Young (FL)
Moakley	Sessions	
Moran (KS)	Shadegg	

NOT VOTING—14

Bateman	Gonzalez	Paxon
Clay	Hastings (FL)	Snowbarger
Davis (FL)	Istook	Spratt
Dixon	Meek (FL)	Tanner
Fattah	Miller (FL)	

So the amendment was not agreed to.
After some further time,

§33.14 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. CONYERS:

Add the following at the end:

SEC. 12. FOREIGN JURISDICTION AND PROCESS.

(a) IN GENERAL.—Chapter 113 of title 28, United States Code, is amended by adding at the end the following new section:

“§ 1697. Foreign jurisdiction; service of process; compliance with rules of discovery

“(a) FOREIGN JURISDICTION AND PROCESS.—In any civil action for harm sustained in the United States, that is brought in a Federal court against a defendant located outside the United States, the court in which the action is brought shall have jurisdiction over such defendant if the defendant knew or reasonably should have known that its conduct would cause harm in the United States. Process in such civil action may be served wherever the defendant is located, has an agent, or transacts business.

“(b) COMPLIANCE WITH RULES OF DISCOVERY.—In any action described in subsection (a), any party who is a citizen or national of a foreign country shall comply with the rules governing the conduct of discovery in the same manner and to the same extent as a party that is a citizen of the United States, except that the deposition of a person who is a citizen or national of a foreign country may be taken only by leave of the

court on such terms as the court prescribes.”.

(b) CONFORMING AMENDMENT.—The table of sections for chapter 113 of title 28, United States Code, is amended by adding at the end the following new item:

“1697. Foreign jurisdiction; service of process; compliance with rules of discovery.”.

It was decided in the { Yeas 200
negative } Nays 216

§33.15 [Roll No. 107]
AYES—200

Abercrombie	Green	Nadler
Ackerman	Gutierrez	Neal
Allen	Hall (OH)	Oberstar
Andrews	Hamilton	Obey
Baessler	Harman	Oliver
Baldacci	Hefner	Ortiz
Ballenger	Hilleary	Owens
Barcia	Hinchee	Pallone
Barrett (WI)	Holden	Pappas
Becerra	Hooley	Pascarell
Bentsen	Hoyer	Pastor
Berman	Hunter	Payne
Berry	Jackson (IL)	Pelosi
Bishop	Jackson-Lee	Pomeroy
Blagojevich	(TX)	Price (NC)
Blumenauer	Jefferson	Rahall
Bonior	John	Rangel
Borski	Johnson (WI)	Reyes
Boswell	Johnson, E. B.	Rivers
Boucher	Kanjorski	Rodriguez
Brown (CA)	Kaptur	Roemer
Brown (FL)	Kennedy (MA)	Roybal-Allard
Brown (OH)	Kennedy (RI)	Rush
Capps	Kennelly	Sabo
Cardin	Kildee	Salmon
Carson	Kilpatrick	Sanchez
Chabot	Kind (WI)	Sanders
Clayton	Klecza	Sandlin
Clement	Klink	Sawyer
Clyburn	Kucinich	Schumer
Condit	LaFalce	Scott
Conyers	Lampson	Serrano
Costello	Lantos	Sherman
Coyne	Lee	Skaggs
Cummings	Levin	Skelton
Danner	Lewis (GA)	Slaughter
Davis (FL)	LoBiondo	Smith (MI)
Davis (IL)	Loftgren	Smith, Adam
Deal	Lowey	Snyder
DeFazio	Luther	Spratt
DeGette	Maloney (CT)	Stabenow
Delahunt	Maloney (NY)	Stark
DeLauro	Manton	Stearns
Deutsch	Markey	Stokes
Dicks	Martinez	Strickland
Dingell	Mascara	Stupak
Doggett	Matsui	Tauscher
Dooley	McCarthy (MO)	Taylor (MS)
Doyle	McCarthy (NY)	Thompson
Duncan	McDermott	Thurman
Edwards	McGovern	Tierney
Ehrlich	McHale	Torres
Engel	McHugh	Towns
English	McIntyre	Traficant
Ensign	McKinney	Velazquez
Eshoo	McNulty	Vento
Etheridge	Meehan	Visclosky
Evans	Meeks (NY)	Wamp
Farr	Menendez	Waters
Fazio	Millender	Watt (NC)
Filner	McDonald	Waxman
Ford	Miller (CA)	Weygand
Frank (MA)	Minge	Wise
Franks (NJ)	Mink	Woolsey
Frost	Moakley	Wynn
Furse	Mollohan	Yates
Gejdenson	Moran (VA)	
Gephardt	Morella	

NOES—216

Aderholt	Bliley	Callahan
Archer	Blunt	Calvert
Armey	Boehlert	Camp
Bachus	Boehner	Campbell
Baker	Bonilla	Canady
Barr	Bono	Cannon
Barrett (NE)	Boyd	Castle
Bartlett	Brady	Chambliss
Barton	Bryant	Chenoweth
Bass	Bunning	Christensen
Bereuter	Burr	Coburn
Bilbray	Burton	Collins
Bilirakis	Buyer	Combest

Cook	Jenkins	Ramstad
Cooksey	Johnson (CT)	Redmond
Cox	Johnson, Sam	Regula
Cramer	Jones	Riley
Crane	Kasich	Rogan
Crapo	Kelly	Rogers
Cubin	Kim	Rohrabacher
Cunningham	King (NY)	Ros-Lehtinen
Davis (VA)	Kingston	Rothman
DeLay	Klug	Roukema
Diaz-Balart	Knollenberg	Royce
Dickey	Kolbe	Ryun
Doolittle	LaHood	Sanford
Dreier	Largent	Saxton
Dunn	Latham	Scarborough
Ehlers	LaTourette	Schaefer, Dan
Emerson	Lazio	Schaefer, Bob
Everett	Leach	Sensenbrenner
Ewing	Lewis (CA)	Sessions
Fawell	Lewis (KY)	Shadegg
Foley	Linder	Shaw
Forbes	Lipinski	Shays
Fossella	Livingston	Shimkus
Fowler	Lucas	Shuster
Frelinghuysen	Manzullo	Sisisky
Gallely	McCollum	Skeen
Ganske	McCrery	Smith (NJ)
Gekas	McDade	Smith (OR)
Gibbons	McInnis	Smith (TX)
Gilchrest	McIntosh	Smith, Linda
Gillmor	McKeon	Snowbarger
Gilman	Metcalf	Solomon
Goode	Mica	Souder
Goodlatte	Moran (KS)	Spence
Goodling	Murtha	Stenholm
Gordon	Myrick	Stump
Goss	Nethercutt	Sununu
Graham	Neumann	Talent
Granger	Ney	Tauzin
Greenwood	Northup	Taylor (NC)
Gutknecht	Norwood	Thomas
Hansen	Nussle	Thornberry
Hastert	Oxley	Thune
Hastings (WA)	Packard	Tiahrt
Hayworth	Parker	Turner
Hefley	Paul	Upton
Herger	Pease	Walsh
Hill	Peterson (MN)	Watkins
Hilliard	Peterson (PA)	Watts (OK)
Hobson	Petri	Weldon (FL)
Hoekstra	Pickering	Weldon (PA)
Horn	Pickett	Weller
Hostettler	Pitts	Wexler
Houghton	Pombo	White
Hulshof	Porter	Whitfield
Hutchinson	Portman	Wicker
Hyde	Pryce (OH)	Wolf
Inglis	Quinn	Young (AK)
	Radanovich	Young (FL)

NOT VOTING—16

Bateman	Gonzalez	Paxon
Clay	Hastings (FL)	Poshard
Coble	Hinojosa	Riggs
Dixon	Istook	Tanner
Fattah	Meek (FL)	
Fox	Miller (FL)	

So the amendment was not agreed to.

§33.16 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. ADERHOLT:

Page 8, line 15, insert “or to disburse any funds to remedy the deprivation of a right under the Constitution,” after “tax.”.

Page 8, line 21, strike “or assessment” and insert “assessment, or disbursement”.

Page 9, strike lines 1 through 24 and insert the following:

“(C) the tax or assessment will not contribute to or exacerbate the deprivation intended to be remedied, including through its effect on property values or otherwise;

“(D) plans submitted to the court by State and local authorities will not effectively redress the deprivations at issue; and

“(E) the interests of State and local authorities in managing their affairs are not usurped, in violation of the Constitution, by the proposed imposition, increase, levying, or assessment.